

105TH CONGRESS
1ST SESSION

H. R. 368

To amend the Organic Act of Guam to provide the government of Guam with a right-of-first refusal regarding excess Federal real property located in Guam.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. UNDERWOOD introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Government Reform and Oversight, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Organic Act of Guam to provide the government of Guam with a right-of-first refusal regarding excess Federal real property located in Guam.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Guam Land Return
5 Act”.

1 **SEC. 2. PREFERENCE FOR GOVERNMENT OF GUAM, DIS-**
2 **POSAL OF EXCESS REAL PROPERTY IN GUAM.**

3 The Organic Act of Guam (48 U.S.C. 1421 et seq.)
4 is amended by adding at the end the following:

5 **“SEC. 36. TRANSFER OF EXCESS LAND.**

6 “(a) NOTICE TO GOVERNMENT OF GUAM.—Not later
7 than 30 days after the date on which the Administrator
8 receives a report under section 202(b) of the Federal
9 Property and Administrative Services Act of 1949 (40
10 U.S.C. 483(b)) of excess real property located in Guam
11 or otherwise determines that real property located in
12 Guam is excess real property, the Administrator shall no-
13 tify the government of Guam that the real property is
14 available for conveyance to the government of Guam under
15 this section. In the case of real property reported as, or
16 determined to be, excess real property before the date of
17 the enactment of this section, and not transferred to an-
18 other person as of that date, the notification shall be pro-
19 vided to the government of Guam not later than 30 days
20 after the date of the enactment of this section.

21 “(b) CONVEYANCE TO GUAM.—The Administrator
22 shall convey to the government of Guam all right, title,
23 and interest of the United States in and to excess real
24 property located in Guam for which notice is given if the

1 government of Guam, within 180 days after receiving noti-
2 fication under subsection (a) regarding the property, noti-
3 fies the Administrator that the government of Guam de-
4 sires to acquire the property under this section. In making
5 the conveyance to the government of Guam, the Adminis-
6 trator shall comply with the requirements of the Federal
7 Property and Administrative Services Act of 1949 (40
8 U.S.C. 471 et seq.) relating to the transfer of excess real
9 property, except that the conveyance under this section
10 shall be made by quit claim deed and without reimburse-
11 ment.

12 “(c) TREATMENT OF GUAM NATIONAL WILDLIFE
13 REFUGE LANDS.—This section shall not apply in the case
14 of Federal lands contained within the Guam National
15 Wildlife Refuge, including those lands within the refuge
16 overlay under the jurisdiction of the Department of De-
17 fense.

18 “(d) DEFINITIONS.—For purposes of this section:

19 “(1) EXCESS REAL PROPERTY.—The term ‘ex-
20 cess real property’ means excess property (as that
21 term is defined in section 3 of the Federal Property
22 and Administrative Services Act of 1949 (40 U.S.C.
23 472)) that is real property.

24 “(2) ADMINISTRATOR.—The term ‘Adminis-
25 trator’ means—

1 “(A) the Administrator of General Serv-
2 ices; or

3 “(B) the head of any other Federal agency
4 having the authority under any law to dispose
5 of excess real property located in Guam.”.

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